274

Previous references.

File No. 2nd 14 1903-04

Serial Nos. 1 to 4

1903-04 (Salaries and Allowances)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 4

Part B. for

SUBJECT.

Condonation of the break in the Service of Supervisor A.Munisawmy Mudaliyar .

[Diary No. PWA 2.]

No. 3441 dt. 1.7.1903.
From The Chief Engineer of Mysore.

Recommends that the deficiency of about two months in the Service of Supervisor A.Munisawmy Mudaliyar may be condoned under Article 275 A (II •) of the Mysore Service Regulations.

2. No. PWA 136 dt. 31.7.1903.
To The Comptroller.

Forwards the above, and enquires whether Articles 275 and 275 A of the M.S. Regulations apply to the case of a retiring pension, and whether the deficiency may be condoned.

P. T.O.

3. No 835/78 dt 11-8-1903. From The Comptroller [illegible]
RETURNS Chief Engineer's letter No 3441 D/ I-7-03, and states that articles 273 and 275 A of the U.S. Regulations are general rules preceding those on classification of pensions and that the deficiency in the Supervisor's case may be condoned.

4. No PSA 391-2 dt 31.8.1903.
To the Chief Engineer, and the Comptroller.
Sanctions the recommendation of the Chief Engineer.

Office of the Dewan of Mysore.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Office Note.

Branch P.W.A. Branch.
Letter No. 3441 d: 1st July 1903
from the Chief Engineer of Mysore

Subject condonation of a deficiency of about two months in the Service of Supervisor A. Munisami Mudaliar.

The Supervisor has not it is reported, attained the age of 55 years. He has not been invalided by a medical certificate He applies for voluntary retirement and solicits sanction to the grant of a retiring pension. He has rendered a total qualifying Service of 29-10-2, which falls short of 30 years required to entitle him to a retiring pension by one month and twenty eight days. This deficiency, the Chief Engineer recommends to be condoned under art. 275 A(1) of the M. S. Regns. It is doubtful whether, when a fixed term of service has been ~~prescr~~ as in article 312 of the M. S. Regns prescribed, to entitle an officer to a Retiring pension, the deficiency to make up that term

can be condoned under art: 275A.
The power ~~invested~~ in Govt under
this article ~~may~~ case it seems, be
exercised only in cases in which
the amount but not the class
of pension or gratuity has to be
determined. The retirement of an
officer before he becomes eligible
to any pension (Invalid — by a
medical certificate; Superannuation
— by attaining 55 years of age;
Retiring — by rendering 30 or 25
years' qualifying Service and
Compensation — by the appoint-
-ment being abolished and no
suitable appt being found
for him) ~~is not~~ does not seem proper. The
condonation of the deficiency now
sought for is not what is contemplated in art: 275A.
*Flag b. ~~A~~ The circular ~~passed~~ order passed by
Govt in a similar case is submitted.
Subs proceedings. I think the period so condoned should
DWB the Superintendent has or leave on Medical Certificate
10/7/03 & furlough counts for pension: if so, there will be no
deficiency. Enquire in the Comptr's Office & note hereon. 11/7

Subd

They do not count for pension (Please see art. 261 of the Mysore Service Regulations) Enquired in the Comptroller's office also.

DW
13/7/03

As article 312 of the Mysore Service Regulations clearly lays down that a retiring pension is granted to an officer who voluntarily retires after completing qualifying Service for 30 years & it is doubtful how condonation such as that now recommended by the Chief Engineer could be sanctioned by Govt. May the Comptroller's opinion be obtained on the point as to whether the provisions contained in article 275 & 275 a of the Mysore Service Regulations apply to the case of a retiring pension.

DW
17/7/03

Yes - Submit

20/7/03

Offer
DW
21/7/03

The comptroller was consulted and his reply is herewith submitted. Ste
Secy.

says that Art: 275 and 275 A of M. S. Regns are general rules preceding these on classification of pensions & therefore appear to be applicable to all pensions and that the deficiency in question may be condoned.

2. Further it is submitted that Art: 261 A as now revised by Govt Dec: No: Pay D 15 dt 5/8/03 prescribes that if the total Service of an officer is not less than 30 years, he counts as Service a period of leave in India not exceeding two years. In the present case, the Supervisor is reported to have rendered a total Service of 31-4-22, during which he was on leave with all Cls (Sick leave, furlough etc) for a period of 1-6-20. If the benefit of the revised Art: 261 A be given to the Supervisor, there will be no deficiency, the deficiency of about two months being made up out of 1-6-20 (leave with all Cls) and the Supervisor will be entitled for retiring pension.

Submitted for orders with draft sanctioning the condonation

DWB 17/8/03

24/21/8/03

Mysore Public Works Department

No. 3441 Central Office

Dated Bangalore 1st July 1903

From,

W. [illegible] Hutchin Esquire, M.I.C.E.

Chief Engineer of Mysore.

To,

H.V. Nunjundaiyya Esquire, M.A. & M.L.

Secretary to Government of Mysore,

General and Revenue Departments.

Sir,

I have the honor to inform you that Supervisor A. Muni-sawmy Mudaliar has sent in an application requesting to be permit-ted to retire from service. He has not as yet attained the age of 55 years, nor has he produced a medical certificate of unfit-ness for further service. He therefore wishes to be granted a retiring pension having put in a total service of 31 years 4 months and 22 days as noted below,* but deducting the periods which do not reckon for pension, he has a net pensionable service of 29 years 10 months and 2 days (He was employed temporarily from 16-2-71 to 30-6-71 and permanently from 12-7-71 to 13th August 71 and this period was not taken into account owing to his being then under 20 years of age). As the Supervisor has rendered uniformally satisfactory service, I would request that you will be so good as to obtain the sanction of Government to the deficiency of about 2 months in his service being condoned under Article 275 A.(11) of the Mysore Service Regulations with a view to his being granted a Retiring Pension under Article 312 of the Mysore Service Regulations.

11. The Supervisor has been granted 3 months privilege combined with 6 months leave on Medical certificate with effect from 25th October 1902 and he wishes to retire at the end of this period.

I have the honor to be
Sir,
Your most obedient servant.

W. [illegible] Hutchin

Chief Engineer of Mysore

AH

* Commutable service from 14-8-71 to 5-1-03 = 31-4-22 Yrs - dy.
Deductions under leave from 4-2-78 to 24-2-78 = 0 - 0 - 21
Embodying 3-8-94 to 31-1-96 1 - 5 - 27
31-4-22 1 - 6 - 20
29-10-2 Balance 29 Periods required for service qualifying for Retiring pension.
0-1-20

17. Irrigation

From Pha 2 1903

The Chief Engineer

To the Mysore

COMPTROLLER'S OFFICE
1 - AUG. 1903
MYSORE

to Govt General

Dated 21st July Revenue Dept.

Despatched

Received

General No. 3441

No.

Enclosure No.

Requesting him to obtain Government sanction to the deficiency of about 2 months in the ... Service of Superintendent Chamarajanagar Irrigation Circle under Article 279 A (II) of the C. S. R.

P. A

Rec'd 6/7/03. Sent with Note Dtd 10/7/03

Mysore Govt Gl's Dept Secretariat

Dkt

Office Draft. (~~Letter.~~)

~~Mysore Dewan's Office~~,
P & A Branch

To The Comptroller to the Govt of Mysore

Date of passing the draft
Date of despatch 31-7-03

Regd. No. P&A 126
File No. & date (if any)

No. of Encls. 1

In forwarding herewith Letter× No 3441 of 1st July ~~Sir~~, 1903 from the Chief Engineer in Mysore regarding the condonation of a deficiency of two months in the service of Supervisor A. Munisami Mudr, has the honour to enquire whether the provisions contained in articles 275 and 275A of the Mysore Service Regulations apply to the case of a retiring pension and whether the deficiency in question may be condoned as recommended so as

× to be returned

PHA - 188

Fin 835 Eow 75

MYSORE GOVERNMENT SECRETARIAT 12 AUG. 1903

DEPARTMENT.

OFFICE OF THE

COMPTROLLER, GOVT. OF MYSORE,

BANGALORE, // August 19003

From

E. R. SUBRAYER, Esq., B.A., B.C.E.

COMPTROLLER, MYSORE GOVERNMENT.

To H.V.Nunjundyya Esquire M.A.,M.L.
~~THE~~ SECRETARY TO THE GOVT. OF MYSORE,

General and Revenue DEPT.S

SIR,

In returning herewith the ~~Ceif~~ Chief Engineer's letter No.3441 dated 1st. July 1903 enclosed in your docket No. 136 of the 31st.July, I have the honour to state that articles 275 & 275A of the Mysore Service Regulations therein referred to are general rules preceding those on classification of pensions and therefore appear to be applicable to all pensions.The deficiency of two months in the service of Supervisor A.Munisawmy Moodlr. may be condoned.

I have the honour to be,

Sir,

Your most obedient servant,

E R Subrayer

Comptroller.

ok.

_____ DEPARTMENT

1900

From

E. R. SUBRAYER, Esq.
COMPTROLLER, MYSORE GOVT.

To

THE SECY. TO GOVT. OF MYSORE,

Rev. Kind Dept.

Dated

Despatched 11/8

Received

General No. 835

No. 75

Enclosure No.

In reply to

SUBJECT.

In returning herewith the Chief Engineer's letter No 3441 dt. 1.7.03. enclosed in your docket No 136 of the 31st July, states that the deficiency of two months in the Service of Supervisor A. Munisamy Mood may be condoned.

REFERENCES
To be entered only in the Dewan's Office.

12

R...

Letter No. 3441 d.
1st July 1903 from the
Chief Engineer in Mysore
stating that Supervisor
A. Muniswami Mudr
has rendered a total
qualifying service of
29-10-2 and ~~request~~
recommending that
the deficiency of
about two months in
his service to make up
thirty years may be
condoned under art:
275-A (ii) of the Mysore
Service Regulations in
~~view~~ view to his
being granted a retiri
pension under art: 31
of the said Regulation

Leave
10/9/03

2. Letter No. 835/75 d.
11th August 1903 from
the Comptroller to the
Govt. of Mysore stating
that arts: 275 and 278
of the M. S. Regns a
general rules prescribi
those as classification
of pensions and th

the deficiency in
question in the service
of the Supervisor may
be condoned

Order thereon to Pkt 391-2 of 31. 8-03.

The recommendation
of the Ship Engineer is
sanctioned.

27/8/3
Secretary

27/8/03

I. E. Ship Engineer in Bayonne
2. [illegible] in Bayonne